

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOHN R. DURSO, JOHN DEMARTINO,
MURRAY J. MORRISSEY, JEFFREY
LAUB, and FRED WREN, as Trustees and
Fiduciaries of the LOCAL 338 HEALTH
AND WELFARE FUND,

and

JOHN R. DURSO, JOHN DEMARTINO,
ARTHUR CARAWAY, JEFFREY
LAUB, MICHAEL MOST, JON
GREENFIELD, JOHN CATSIMATIDES,
SAMUEL PELTZ, and SYDNEY KATZ,
as Trustees and Fiduciaries of the
LOCAL 338 RETIREMENT FUND,

Plaintiffs,

- against -

B.M.J. FOOD CORP.,

Defendant.

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USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
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ECF CASE

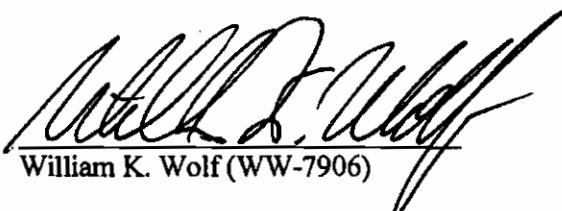
07-CV-5781
(PKC) (RLE)

*So ORDERED
JWW Wolf
USDS
7.9.07*

NOTICE OF DISMISSAL

Pursuant to FRCP 41(a)(1)(i), Plaintiffs, the Trustees and Fiduciaries of the Local 338 Health and Welfare and Retirement Funds, by their attorneys Friedman & Wolf, hereby dismiss this action against Defendant B.M.J. Food Corp.

Dated: July 6, 2007
New York, New York



William K. Wolf (WW-7906)

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